

REMARKS

In the office action, Examiner indicated that the title was not descriptive. A new more descriptive title is herein provided. The term shaking is preferred over the suggested vibration, because it is more descriptive. Vibration implies motions of greater frequency and of less extent than shaking.

The abstract was objected to. Applicant herein provides an amended abstract with the suggested changes.

The disclosure was objected to for informalities. The disclosure is herein amended to overcome the objection. Additional changes were made to the disclosure to better define the claim language.

The claims have been amended to more precisely define the invention and advance the application to issue. No new matter has been added since the drawings and specification amply support the language added.

Claim 1 was objected to as overly intricate and verbose. The claim has been amended to overcome the objection

Claims 2,3, 5-8 were rejected under 35 U.S.C. 112. The changes made to the disclosure as well as the claim amendments have been made to overcome the rejections.

The claims were rejected under 35 USC 103 as being obvious over HSUEH ('692) in view of TSENG ('464).

It is respectfully submitted that the invention as herein claimed in amended form is neither anticipated nor obvious over the prior art for the following reasons:

'692 gives the following explanation of a failing of the prior art and his object. (col. 1, line 15) "however, once the light devices are actuated by the switches, the light devices may not be turned off until the switches are activated again, such that electricity may be wasted. The present invention has arisen to mitigate and/or obviate the afore-described disadvantages—"

It is his intent to only have the light lit intermittently whenever the contact is made by the motion. (col. 1, line 43) "in order to generate a twinkling light when the first spring is intermittently contacted with the lid.". (col. 2, line 45) "move or vibrate here and there and may electrically contact with the conductive barrel 26 or the conductive lid 11 intermittently in order to generate a twinkling light.". Examiner's suggested combination of this teaching with "464 in order to modify it so that it will persist in flashing after the motion has stopped to give applicant's claimed operation

would be opposite to the teaching and stated intention of '692. If the combination of the references is opposite teaching, it is unobvious. If the combination prevents the reference from functioning as intended, it is unobvious.

There is neither teaching nor suggestion in the cited prior art to combine the teaching of '464 with '692 as suggested by the examiner. This is further evidence of unobviousness.

In view of the foregoing, allowance of the claims and passing of the application to issue is respectfully solicited. If there are any comments, questions or suggestions to be made, the examiner is respectfully invited to telephone the applicant's representative at the telephone number given below for prompt disposition of any still outstanding matters. Reconsideration is respectfully requested.

Enclosed herewith is a check for \$60.00 to cover the one month extension of time fee.

Respectfully submitted,

Alvin S. Blum

Alvin S. Blum, Reg. #30,448
(954)462-5006